

VA Home Loan Basics – Introduction To The VA Loan Program





Cleveland Regional Loan Center (RLC) – Points of Contact

Cleveland RLC Telephone Numbers:

(800) 729-5772, option 4 – Loan Production (800) 729-5772, option 2 – Appraisals

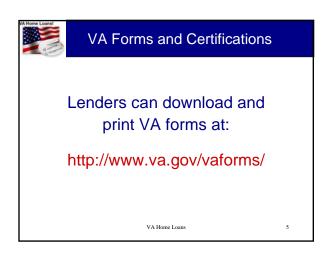
Cleveland RLC E-mail Addresses:

vahomesite@va.gov - Loan Production 325cnv@vba.va.gov - Appraisals

Websites:

www.vba.va.gov/cleveland-rlc.htm - Cleveland RLC http://www.benefits.va.gov/homeloans/









ListServe Automatic VA E-mail Updates

Lenders can obtain automatic updates regarding changes to the VA home loan program by signing up for this feature at:

http://mailman.listserve.com/listmanager/listinfo/ cleveland_regional_loan_center

VA Home Loans



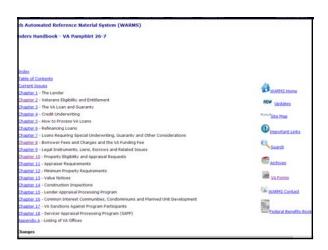
VA Lenders Handbook

VA Pamphlet 26-7, Lenders Handbook can be downloaded at:

http://www.benefits.va.gov/warms/pam26_7.asp

VA Home Loans

8





VA Regional Loan Centers

- Atlanta, GA
- · Cleveland, OH
- Denver, CO
- Houston, TX
- Phoenix, AZ
- · Roanoke, VA
- St. Paul, MN
- St. Petersburg, FL
- Honolulu, HI Regional Office

VA Home Loans

10





Cleveland VA Regional Loan Center

- Connecticut
- Delaware
- Indiana
- Maine
- Massachusetts Michigan
- New Hampshire
- New Jersey
- New York
- Pennsylvania
- Ohio Rhode Island
- Vermont

- The Cleveland RLC took over all operations from the Manchester RLC effective April 1, 2011
- Cleveland RLC now represents approximately 14% of all VA loan volume nationwide
- Cleveland RLC FY 2011 volume = 53,055 loans totaling \$10.5 billion
- Nationwide FY 2011 volume = 369,326 loans totaling \$77 billion

VA Home Loans



Primary Benefits of a VA Home Loan

- 100% financing up to the Federal Housing Finance Agency (FHFA) annual conforming loan limits, as adjusted by county
- 100% cash-out refinance up to FHFA's conforming loan limits
- Streamline VA to VA Interest Rate Reduction Refinance Loans (IRRRL's)
- VA requires no bottom line credit score
- Fully assumable by any qualified person (does not have to be a
- No monthly mortgage insurance premiums
- VA funding fee can be added to 100% financing
- · No pre-payment penalty
- Fixed and adjustable rate mortgages
- Seller can assist with standard closing costs
- Energy efficient improvements can be added to 100% financing on any VA loan product

VA Home Loans



Where To Market VA Home Loan Product

- Local real estate publications (Harmon Homes, Realtor books, real estate section of newspaper, etc.)
- Veteran military bases
- Veteran organizations (VFW, American Legion, Marines Corps League, etc.)
- · Veteran's friends and family referrals
- VA has never provided mailing lists of veterans to anyone
- Bottom line: you may have to spend money to make money

VA Home Loans





How Does The VA Guaranty Work?

- Guaranty is not down payment assistance
- Guaranty is not closing cost assistance
- No money is given to the veteran
- It is a financial commitment to pay a mortgage servicer a certain sum of money if the veteran defaults on the VA loan
- In most cases the VA will pay the servicer 2 checks once the property has been liquidated:

The net appraised value of the home (thereby taking back the property as an REO)

The maximum guaranty amount

VA Home Loans



Occupancy

- Veteran must certify that they intend to occupy the home as their principal residence
- Occupancy must be within 60 days of the closing date
- If individual is not married and is on active duty, they must occupy within 12 months
- Spouse can usually satisfy occupancy
- Intermittent occupancy by single veterans is typically not acceptable
- Family members, friends and relatives cannot satisfy occupancy on behalf of the veteran





16

17



VA Entitlement

- Every veteran initially receives sufficient entitlement to adequately cover the guaranty up to FHFA's conforming loan limits
- Entitlement is broken down into 2 parts:

Basic entitlement: covering the first \$144,000 of the VA loan amount

+

Bonus entitlement: covering the remaining loan amount from \$144,001 up to FHFA's conforming loan limit

VA Home Loans



VA Entitlement

- Effective October 1, 2008 VA passed legislation that will result in VA maximum loan amounts being adjusted annually as set by FHFA
- Assuming the veteran has sufficient entitlement, the VA guaranty will provide at least a 25% guaranty up to the FHFA conforming loan limit
- FHFA standard conforming loan limit for 2012 = \$417,000 (most counties across USA)
- FHFA maximum conforming loan limit for 2012 = \$625,500 (i.e. Nantucket County)
- 25% guaranty is required by secondary market investors (GNMA, FNMA, FHLMC and private investors)

VA Home Loans



Where Can You Find VA Maximum Loan Amounts?

Lenders can view VA's maximum loan amounts at:

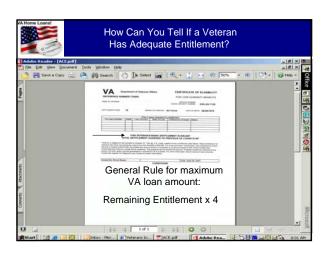
http://www.benefits.va.gov/HOMELOANS/docs/ Loan_Limits_2012_Dec_2011.pdf

* It is important to note that effective October 1, 2011 maximum VA loan amounts will change on October 1st every year moving forward

VA Home Loans

19

2012 VA County Loan Limits 2012 New James: The procedure for calculating Joan James for 2012 has changed from 2011. VA's previous procedure express December 31, 2011. If Congress posses legalismon persunting VA to calculate maximum granters as it has not be past, the number below could increase shallow; they will NOT decrease. If that occurs, we will post assumements and reissue that Joan James changed below will post assumements and reissue that Joan James and the past of the pas





How To Calculate Bonus Entitlement

\$417,000 maximum conforming loan limit

25% required guaranty for secondary market

\$104,250 maximum \$ amount of guaranty

- 36,000 basic entitlement

\$ 68,250 bonus entitlement for 2012 (most counties)

VA Home Loans

22



How To Calculate Bonus Entitlement

\$625,500 maximum conforming loan limit (Nantucket)

- 25% required guaranty for secondary market
- \$ 156,375 maximum \$ amount of guaranty
- 36,000 basic entitlement
- \$ 120,375 bonus entitlement for 2012 (Nantucket)

VA Home Loans

23



Entitlement Scenario -Partial Entitlement Remaining

If Buying a Home in a Standard Conforming Loan Limit County

- Veteran purchased a home \$36,000 basic entitlement in 1985 for \$80,000
- VA guaranteed \$32,000
- VA's entitlement is still being used (veteran still owns, sold on assumption or home was liquidated)
- 32,000 amount previously used
- \$ 4,000 amount of basic remaining + 68,250 bonus entitlement
- \$72,250 total available entitlement
- \$ 4,000 x 4 = \$16,000 max VA loan using basic entitlement
- $72,250 \times 4 = 289,000 \text{ max VA}$ loan using remaining basic entitlement and bonus entitlement



Entitlement Scenario -Partial Entitlement Remaining

If Buying a Home in Nantucket

- Veteran purchased a home
- in 1985 for \$80,000
- VA guaranteed \$32,000
- · VA's entitlement is still being used (veteran still owns, vet sold on assumption or home was liquidated)
- \$ 36,000 basic entitlement 32,000 amount previously used
- 32,000 amount previously use:
 4,000 amount of basic remaining +120,375 bonus entitlement
- \$124,375 total available entitlement
- $4,000 \times 4 = 16,000 \text{ max VA loan}$ using basic entitlement
- \$120,375 x 4 = \$497,500 max VA loan using remaining basic entitlement and bonus entitlement

VA Home Loans



VA Entitlement Overview

Basic Entitlement

- Can never exceed \$36,000
- Only used for loans of \$144,000 or less
- Can be combined with bonus entitlement for purchases of \$144,001+
- Once full \$36,000 has been used, and VA loan is still active (or was liquidated), veteran cannot purchase another home for \$144,000

Bonus Entitlement

- Changes annually according to FHFA conforming loan limits, as adjusted by county
- Only kicks in for VA loans of \$144,001 or more
- Cannot be used for loan amounts of \$144,000 or less
- Can still be used even if veteran has \$0 in basic entitlement

VA Home Loans

26



VA Entitlement + Down Payment / Equity

- GNMA will allow a combination of down payment or equity in the property + VA's guaranty to meet the 25% coverage requirement
- · Lenders should check with their investor to ensure proper calculation and requirements

VA Home Loans



VA Entitlement + Down Payment Example

- \$500,000 purchase price in a county where the maximum FHFA loan limit is \$417,000
- \$500,000 \$417,000 = \$83,000 of uninsured loan
- \$83,000 x 25% down payment = \$20,750
- 4.15% down payment meets GNMA guidelines to meet the 25% total coverage on the loan

VA Home Loans

28



What is VA 's Maximum Loan Amount?

VA maximum loan amount is the <u>lesser</u> of the purchase price or appraised value, provided:

 The loan does not exceed FHFA's conforming loan limit (with funding fee and energy efficient improvements added)



 The veteran has sufficient entitlement to meet your investor requirements

VA Home Loans

29



Types of VA Loans

- Single family home (up to 4 attached units)
- Joint loans veteran and a non-spouse co-obligor
- Townhouse or condominium in a VA approved development
- Construction of a new home, townhouse or condominium
- Cash-out refinance up to 100% of the FHFA conforming loan limit
- Interest Rate Reduction Refinance Loan (IRRRL)
- Simultaneous purchase and improvement of a home
- Purchase a farm residence
- Veteran can add energy efficient mortgage improvements to any VA loan product

VA Home Loans



VA Loan To Purchase a Home/Townhouse/Condo

- Veteran can purchase a home, townhouse, condo or manufactured home
- It must be titled as real estate and permanently affixed to a foundation
- If townhouse or condo it must be approved by VA
- Must meet VA's minimum property standards of safe, sanitary and sound
- No "fixer uppers"

VA Home Loans



31

32



Joint Loans - Veteran and Non-Spouse Co-obligor

- Veteran can purchase a home with a friend, sibling, parent or any family member
- All co-obligors must qualify for their portion of the mortgage (credit, income stability,debt ratio,etc.)
- VA only guarantees the veteran's half of the loan, thereby resulting in a 12.5% guaranty to the lender
- GNMA, FNMA and FHLMC will not pool these loans
- Typical joint loan results in a portfolio serviced product.
 Only the larger servicers will purchase joint loans
- Joint loans must be sent to VA for underwriting in all cases

VA Home Loans



Joint Loan - 2 or More Veterans

- Veterans do not have to be married
- More than 2 veterans can purchase
- All veterans must qualify for their portion of the mortgage (credit, income stability,debt ratio,etc.)
- Entitlement can be split amongst all veterans depending on how much they choose to split (assuming they have entitlement)
- If veterans are married, one veteran can "carry" the other in terms of qualifying
- 2 veterans can purchase a multi-unit property up to 6 attached units, 3 veterans can purchase up to 7 units, etc.)
- Loan must be sent to VA for underwriting in all cases

VA Home Loans



New Construction / Proposed Construction

- Proposed construction requires blue prints and specification plans
- Automatic VA lenders can review specs and prints
- It must be a VA registered builder
- If proposed construction, VA must inspect at regular intervals
- If it is a new construction deal with a VA end loan, inspections performed by lender and/or municipality
- 1 year builder warranty required on all new construction
- Veteran can receive all earnest money back at closing
- Land equity or down payment can be used to reduce VA funding fee

VA Home Loans



34



Cash-out Refinance

- Veteran must occupy the home
- VA considers paying off any non-VA loan, paying off a lien or taking cash out from an existing VA loan, a cash-out refinance
- Maximum loan is based on 100% of the VA appraised value + VA funding fee + energy efficient improvements
- Maximum loan is based on FHFA conforming
- Veteran must have at least a \$1 lien against the property (this means that a house that is completely paid off cannot obtain a VA cashout refinance)
- VA cash-out refinance is a full document loan that requires an appraisal, credit package,



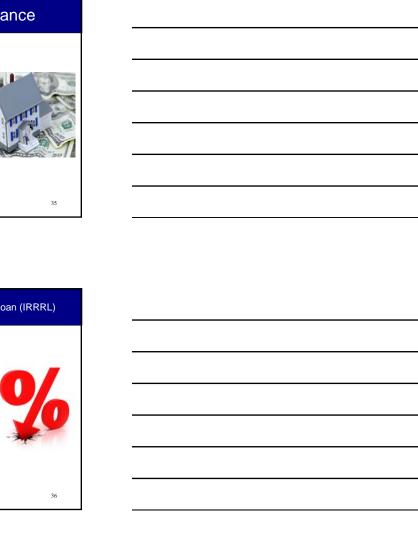
VA Home Loans



Interest Rate Reduction Refinance Loan (IRRRL)

- Commonly referred to in the mortgage world as a "rate and term" refinance or a "streamline" refinance
- Must be a VA to VA loan
- The IRRRL typically requires no money out of pocket from the veteran
- VA does not require a credit report, appraisal or any other verifications of deposit or income
- Some lenders now requiring full documentation to close on an IRRRL
- Credit report and appraisal can be charged to veteran, provided the costs are "reasonable and customary"

VA Home Loans





What Amounts Can Be Included in an IRRRL?

VA Form 26-8923, IRRRL Worksheet is designed to assist lenders with calculating the maximum VA IRRRL loan.

A veteran can refinance the following into the IRRRL:

Existing VA loan payoff (can't be 30 days past due at closing)

- + Allowable VA closing costs
- + VA funding fee
- + Up to 2 discount points to obtain interest rate reduction
- = Maximum VA IRRRL

VA Home Loans



VA Form 26-8923

- VA Form 26-8923, IRRRL Worksheet assists lenders with calculating maximum loan amount
- Lenders must ensure the worksheet is accurate versus the HUD-1 Settlement Statement
- VA audit process has seen numerous instances of abuse in completing the 26-8923
- VA funding fee, origination charge and discount points are calculated using this form
- Substantial differences in payoff on 26-8923 and HUD-1 can result in overcharges to the veteran that lender will have to refund

VA Home Loans



37



Interest Rate Reduction Refinance Loan (IRRRL)

Lender Must Certify:

- Interest rate and principal / interest payment are being reduced
- Interest rate and term of the loan are being reduced

Veteran Must Certify:

 Veteran must sign certification acknowledging the effect of the "old" vs. "new" principal / interest payments and the number of months to recoup closing costs

VA Home Loans

| L | |
|-------|--|
| | |



20% Rule For IRRRL's

If the whole mortgage payment (PITI) will increase by 20% or more, the lender must certify:

- That the veteran qualifies for the increase in payment
- This may involve fully developing IRRRL as full document loan to review debt ratios, credit, etc.

VA Home Loans

40



IRRRL Reminders

- Veteran can close an IRRRL with the principal and interest going up if converting from a VA ARM product to a fixed rate VA mortgage, or from a VA graduated payment mortgage to a fixed rate VA mortgage
- Maximum cash to veteran is \$500, but the VA Handbook is very specific about the fact that the IRRRL is not intended to give veterans cash at closing
- Term of the loan cannot go up by more than 10 years from original term (don't forget the rate must still be reduced)
- If existing VA loan is more than 30 days past due at closing, the IRRRL needs to be sent to the RLC of jurisdiction for underwriting

VA Home Loans

41



Advertising the VA IRRRL Program

VA has seen numerous instances of abuse when advertising This benefit. Some reminders include:

- Cannot advertise that the veteran can "skip up to 2 payments"
- Cannot advertise that the veteran can receive up to \$500 cash back at closing
- Cannot advertise that your company has a special relationship with VA
- The lender cannot use the VA seal, or any other VA copyrighted emblem on its advertising

VA Home Loans



Advertising the VA IRRRL Program (cont.)

- The lender should avoid sending out advertising using envelope print that claims "Veterans Benefits Department" or "Important Veterans Benefit"
- Lenders cannot charge an up front fee in order to get the IRRRL moving forward (it's a no money out of pocket loan!)
- Lenders are asked to consider cost / benefit analysis when offering the IRRRL program. Audited examples of abuse:
 - * 600 months to recoup closing costs?
 - * Monthly P&I cost savings of \$.18 per month?
 - * Having veterans close their 3rd IRRRL in two years?

VA Home Loans

...







Consecutive Purchase and Improvement Program

- Veteran can purchase a home and propose to make improvements concurrently
- Veteran would need to submit blueprints and specification sheets clarifying improvement
- Improvements must result in a dollar for dollar increase in value (VA appraiser will determine using prints and specs)
- Escrow would be established and distributed upon inspections from VA appraiser





46



Farm Property

- Veterans can purchase farm property with no restrictions on acreage
- VA loan may only consider value of the house and land to support residence
- All acreage is not necessarily given value for purposes of the VA loan
- Livestock, farm equipment, supplies and crops are not considered in the VA appraisal
- Buildings other than those that support the home are typically not given value



VA Home Loans

47



Energy Efficient Mortgage Improvements (EEM's)

- Veterans can add up to \$3,000 to the 100% financing simply by providing a documented bid from a contractor
- Veterans can add from \$3,001 \$6,000 in EEM's by providing an energy analysis to show that estimated monthly expense of the EEM improvement is less than monthly cost savings to utilities
- Veterans can add over \$6,000 in EEM's provided the cost is supported by a dollar for dollar increase in value (VA appraiser must certify increase in value)
- Funds are held in escrow until work is completed (does not have to be the typical 1 ½ times amount) VA Home Loans





Energy Efficient Improvements

Items That Can Be Added

- Windows and doors
- Clock thermostats
- Furnaces
- Water heaters
- Insulation and weather stripping
- Solar heating and cooling systems
- Heat pumps Insulated garage doors on an attached garage

Items That Cannot Be Added

- Air conditioning units can be added if veteran has a medical certification due to breathing issues
- New roof or shingles
- Vinyl siding
- Glass block windows
- If questions regarding improvements, contact RLC

VA Home Loans

49



Energy Efficient Improvement Analysis

For EEM's that result in \$3,001 - \$6,000 of improvement, VA requires an energy analysis. Analysis must document:

- If the additional monthly expense will be less than the monthly savings to the veteran's utility bills.
- The Department of Energy provides a website to accomplish this analysis. It can be found at:

http://hes.lbl.gov/

VA Home Loans



Eligibility Who's Eligible For A VA Home Loan





Eligibility Issues

- #1 Rule: You must obtain a certificate of eligibility (COE) prior to setting up a closing date for a VA home loan
- Do not assume all veterans are eligible
- VA Regional Offices no longer provide certificates of eligibility (can only obtain from an RLC or the Atlanta Regional Loan Center)
- Regional Loan Centers are not the primary location that is responsible for issuance of certificates of eligibility
- Primary responsibility for issuance of a COE is the Eligibility Center now located at the Atlanta Regional Loan Center
- If you arrived at the day of closing and you don't have a COE, someone at your company screwed up

 VA Home Loans



Which Veterans Are Eligible?

- Army
- Navy
- Air Force
- Marines
- · Coast Guard
- National Guard / Reserves
- · Service members of various military academies (West Point, Naval Academy, Air Force Academy, etc.)

VA Home Loans







Basic Eligibility Requirements

- 2 years of <u>continuous</u> active duty. If discharged must have at least a discharge "Under Honorable Conditions"
- 6 years of combined service in the Selected Reserves or National Guard. If discharged must have at least an "Honorable" discharge.
- 90 days of <u>continuous</u> active duty, called to active duty under U.S.C. Title 10. If discharged must have at least a discharge "Under Honorable Conditions"
- 181 days of <u>continuous</u> active duty during peacetime for the following periods (7/26/47 6/26/50 or 2/1/55 8/4/64 or 5/8/75 8/1/90)

VA Home Loans



How To Obtain A Certificate of Eligibility

- WebLGY Automated Certificate of Eligibility (ACE)
- E-Benefits
- · Atlanta Eligibility and Regional Loan Center
- · Walk-in applications
- Prior loan validation for IRRRL's

VA Home Loans



WebLGY

- WebLGY is a system located in the Veterans Information Portal (VIP). This system will eventually be the central processing site for all VA loan activity.
- Individual users must register themselves
- Shared corporate based registrations are not acceptable since the VIP will eventually require the user to change the password every 90 - 120 days

VA Home Loans



How To Register for the Veterans Information Portal

- Users who wish to register for the VIP will need both a VA lender identification number and a PIN number
- In order to process any VA loan activity, a lender must have a VA lender i.d.
- Lenders are issued a VA lender identification number by the RLC that has jurisdiction over the lender's home office location

VA Home Loans

58



How To Register for the Veterans Information Portal

To register for the VIP, the lender's identification number will appear as follows:

123456-00-00: Typical of a home office

123456-23-63: Typical of a branch office

The PIN number is the last 4 digits of the VA lender i.d. (as underlined above)

VA Home Loans

59



Where Does a Lender Register For the Veterans Information Portal

Portal Registration:

http://vip.vba.va.gov

VA Home Loans











Veterans Information Portal

- Once all remaining fields are completed, the user will click on "Submit"
- VIP will give the user a user name that typically takes the format: john.doe
- VIP will also give the user a temporary password. This password will have to be changed once the system prompts the user to do so.

VA Home Loans

65



How To Obtain an Automated Certificate of Eligibility

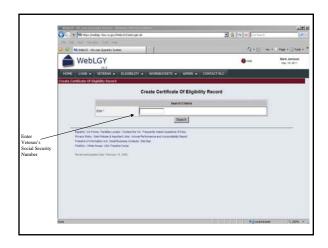
- Once the lender has a user name and password, they can login to the Veterans Information Portal
- Once they are logged in, the primary system for lenders is called WebLGY

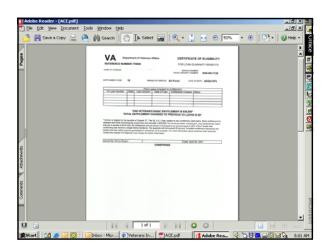
VA Home Loans











Automated Certificate of Eligibility If the lender is not successful using the ACE program, lenders will receive a message from ACE and a Reference number Lenders should obtain copy of DD214 and copy of HUD-1 (if veteran had previous VA loan) Lender can then scan those documents into their hard drive and then upload into WebLGY VA Home Loans





Automated Certificate of Eligibility

- Once documents are uploaded into ACE, the Atlanta Regional Loan Center will work the case on a first in, first out basis
- Lenders should make sure to enter all necessary data in ACE (e-mail address, point of contact, etc.) so the Atlanta Regional Loan Center can properly notify lender if there are unresolved issues
- Once documentation is uploaded into ACE program, typical turnaround time to issue an automated certificate of eligibility is about 3 – 5 days

VA Home Loans

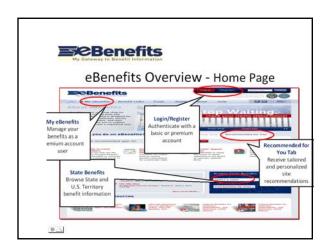


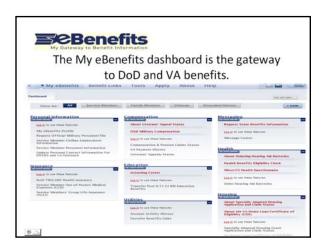
E-Benefits

- Effective March 2011 veterans can now register themselves to acquire information on a variety of VA benefits
- Information that can be obtained in E-Benefits is both general information about VA programs and personal information about the veteran
- Veterans can register for E-Benefits at:

www.ebenefits.va.gov

VA Home Loans







E-Benefits Features

- Apply and obtain a home loan certificate of eligibility
- Check status of compensation or pension claims
- View payment history of VA benefits
- Access and retrieve copies of official military personnel records
- Transfer education benefits for post 9/11 GI Bill
- Have access to mobile e-Benefits on your cell phone

VA Home Loans



Certificate of Eligibility by Mail

Provide the following information to the Atlanta RLC:

- Completed VA Form 26-1880
- Copy of discharge papers Form DD214, or other national guard/reservist documentation
- If still on active duty, have military member provide a "statement of service"



VA Home Loans

79



VA Eligibility Center

Previously mentioned documentation should be sent to:

VA Regional Loan Center Attn. COE (262) P.O. Box 100034 Decatur, GA 30031

(888) 768-2132

VA Home Loans

80



What is Required for Proof of Military Service?

The following documents are typically used to prove whether a service member is eligible:

- Statement of Service: physical letter or e-document from the military expressing the military service member's current enlistment
- DD 214, Member 4 copy: most common discharge document given to all members of the military once they've completed their term of service
- NGB 22: commonly issued by the national guard or reserves once a military service member has discharged
- Points Statement: commonly used by the national guard or reserves to account for ongoing points earned towards retirement and future

VA Home Loans



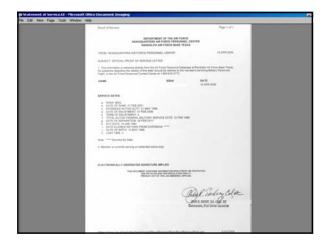
Statement of Service

A typed letter on military letterhead, or an e-document from the military that expresses the active duty service member's:

- Service member's name
- Social security number
- · Date of birth
- · Date of entry into the military

VA Home Loans

82





Form DD 214

- The formal discharge document for an active service member's tour of duty
- Issued by the Department of Defense
- VA does not store DD214's
- DD 214, <u>Member 4</u> copy is the preferred copy of this document to review service member's tour of duty and character of discharge

| | | | HISCHARGE FROM ACTIVE DI | N14 | |
|--|---|-----------------|---|-----------------------|--------|
| C. NAME Cast Fee, name | T. 1889. | STREET, COM | | E BOOM, SECURIT | - |
| ACTIONS, NATE OF SHIP | a reviside | | ERTH CONTRACTOR OF THE PERSON OF | SULTER STREET | SHEAT |
| To PUBLIC OF ENGINEERING AND A | ETHE DUTY | P. HOME OF | MATCHES AT THE OF THE PARTY CO. O. | CONTRACTOR NAMED IN | Franci |
| En LAST BUTT ASSESSMENT | AND MAJOR COMMENDS | | P. BANGE SHEET SHAROMS. | CATAN MOOD | DA. |
| I COMMAND TO WHICH TO | XX1700001 | | CER MINOR C EXPONENT (CASE) | TO BOLL COVERAGE | 10000 |
| NA | | | | Manager & 2003 | DATE: |
| TO PRINCIPLE BY STATE OF STATE | | 100 | a hard excess or payout | 60 FEB | 16 |
| NC - 4797 IMPROVED FRE | | | IS REPARATION SATE THIS PERSON | 66 10% | 194 |
| SYSTEMOSLOLNI P | IVES, emics | epositions | a set across service her reactor | 89 87 | -1- |
| IC: 4728 WASHINGTO | IL NAVIGATION SET | | a TOTAL PROOF ACTIVE REPORTS 4. TOTAL PROOF WALTER REPORTS | 100 100 | - 66 |
| TECHNOCIAN INTES | STHUS E | | n Principle Marketin | mm 000 | 00 |
| X X | | co 19 | g SEA SERVICE IS STRUCTURE BATE OF PAY STRUCK | 64 60 10 May | 14 |
| er of convenience were a | EASTER DISTURBLE | characte | TA WESTARY EDUCATION CO. | | - |
| AMBONS AWARDED OR | AUTHORIZED IN JAPON N. T. | SETTINGS. | WIN. I NESSOON, TWEN NOW TWICK SERVEY | H. HLOUNANE V | 90000 |
| MEDAL, NEARESTON ARMS | ID PORCES EXPEDITED | STARY | Name and A | | × |
| GLOBAL WAR ON TERM GLOBAL WAR ON TERM | ORDING EXPEDITIONA | SY MEDAL | * | V | |
| N. WAR ON THAT | Name of Street, Street, | W. W. | - X | × × | |
| 16a MESHBER CONTRIBUTE | TO POST-OWNER DRA | VETERAND D | DUCATIONAL ASSISTANCE PROVIN | - 170 mm | X |
| TO TRAVE ACCORDED LEAVE | | E AND THE AT | NUTTE DENTAL EXAMPACTION AND MENT WITHIN SO CAT'S PRICE TO BE | ALL APPRICAGES | 100 EI |
| TO REMADES | 178 X | | | | 8 |
| No. | 2000 | | × . | | - 8 |
| - T | | | | | |
| 7.0 | | | | | |
| | | | * | | |
| - X | X. | | A security of the security of | | - |
| | | | S. MEANING SELECTIVE COMMENT | | - |
| THE MAN AND ADDRESS AFT | | | | | |
| THE MALENCY ADDRESS AND | | | | | |
| THE MANUFACTURE OF | PY E BE BENT TO | (8) | DESCRIPTION OF VEHICLES AFFARE | [X]## | 1 40 |
| THE MACHINE SCHOOL SET | PY ESE BENT TO TREND SEPARATES | In the state | AUTHORIZED TO BASH Josephone | pain, the prolegement | 90 |
| THE MANUFACTURE OF | INVESTIGATION | In the state | APPENDED TO SERVICE APPARE | pain, the prolegement | 160 |
| THE BEAUTIES OF MEMORIES OF | TRENG SEPARATES | 120 | A PECKENIANA USA PERES | CHO EXTRESCO | 1 100 |
| THE MANUFACTURE OF MEMORY | SPECIAL MICHIGAN | 120 | A PECHENIANA USE PERSON | CHO EXTRESCO | 1 160 |
| TO ANALON PROPERTY OF ANY | SPECIAL ADDRESSAN | 120 | A PECHENIANA USE PERSON | CHO BY DEBCO | 160 |
| THE SEALCH CONSIST AND THE SEALCH CONTROL OF SEA | SPECIAL ADDITIONAL DECILARGED SECHARGED | 1.20 | A PECNESION AND USE PERSON A PECNESION AND USE PERSON LA COMMACTER OF SERVICE PARTY. BE SERVICE OF SERVICE PARTY. | CTO BYDERCO | 160 |
| THE SEASON CONTRACTOR TO WELLOW SEASON TO THE SEASON STATEMENT TO THE SEASON SEASON SEASON TO THE SEASON SEASON SEASON SEASON TO THE SEASON SEAS | SPECIAL ACCIONAL COLLARGED EXMAN (PIG-124 IN SERSONION GOVERNMENT - PAR | ESCHWOOD STATES | A PECNESION AND USE PERSON A PECNESION AND USE PERSON LA COMMACTER OF SERVICE PARTY. BE SERVICE OF SERVICE PARTY. | CTO BYDERCO | |

| CAUTION: NOT TO BE USED FO | IR | THIS IS | AN IMPORTAN SAFEGUARD | IT RECORD. IT. | ANY | ALTERATIO | NS IN SHA RENDER | DED AREA FORM VOI |
|---|---|---------------|------------------------------|---|-----------------|----------------|------------------------|----------------------|
| | ERTIFICATE | OF REL | EASE OR D | ISCHARGE FRO | M ACTIVE D | | | |
| NAME (Last, First, Middle) | | 2. DEPA | RTMENT, CON NAVY - 1 | IPONENT AND BRANUSN | | | SECURITY | |
| 4a. GRADE, RATE OR RANK IC3 | b. PAY GRA | | | BIRTH (YYYYMMOO) | 6. RESERVE O | N/A | | |
| 7a. PLACE OF ENTRY INTO AC 8a. LAST DUTY ASSIGNMENT | AND MAJOR C | OMMAND | b. HOME OF | b. STATION WHER USS JOHN C STE | E SEPARATED | | | |
| USS JOHN C STENNIS (CV 9. COMMAND TO WHICH TRA N/A | | | | USS JOHN C 311 | MINIO (CVIV | 10. SGLI C | OVERAGE AT: \$400,0 | NONE |
| 11. PRIMARY SPECIALTY (List) | umber, title and ye | ears and mor | nths in | 12. RECORD OF SE | RVICE | YEAR(S) | MONTH(S) | DAY(S) |
| specialty. List additional specialty | numbers and title | s involving p | eriods of | a. DATE ENTERED A | D THIS PERIOD | 01 | FEB | 16 |
| one or more years.) | | nero e r | r ampric | b. SEPARATION DAT | E THIS PERIOD | 06 | JUN | 09 |
| IC - 4787 IMPROVED FRE SYSTEM(IFLOLS) 02 | SNEL LENS (| PHCAL | LANDING | c. NET ACTIVE SERV | ICE THIS PERIOD | 0.5 | 03 | 21 |
| SYSTEM(IFLOLS) 02 | 1 K5, 09WO | , | | d. TOTAL PRIOR ACT | TIVE SERVICE | 00 | 00 | 00 |
| IC - 4728 WSN-5 INERTIA | NAVIGATI | ON SET | | e. TOTAL PRIOR INA | CTIVE SERVICE | 00 | 00 | 00 |
| TECHNICIAN 04YRS, | 07MOS | X | | f. FOREIGN SERVICE | E | 00 | 00 | 00 |
| X X | | Х. | | g. SEA SERVICE | | 04 | 02 | 14 |
| X X | | X | v | h. EFFECTIVE DATE | OF PAY GRADE | 02 | MAY | 16 |
| 13. DECORATIONS, MEDALS, | RADGES CITA | TIONS AN | D CAMPAIGN | 14. MILITARY EDU | CATION (Course) | tle, number of | weeks, and n | onth and |
| NAVY GOOD CONDUCT SERVICE MEDAL, ARME | UTHORIZED (A MEDAL, NAT D FORCES E) | TONAL I | service) DEFENSE DNARY | year completed) WSN-5 SCHOOL 7WKS, SEP03. | X | | S/ABE "C | " SCHOOI X |
| MEDAL, SEA SERVICE DI GLOBAL WAR ON TERRO GLOBAL WAR ON TERRO | RISM EXPE | DITIONA | RY MEDAL | X X | | X X | | ^ x |
| | | | | | | | | |

| | E OR EQUIVALENT | | | | | | YES | _ | NO NO |
|---|--|--|--|--|--|--------------------------|-----------|-----|----------|
| DAYS ACCRUED LEAVE PAID | 17. MEMBER WAS DENTAL SERV | PROVIDED CON IGES AND TREAT | IPLETE DENTAL EXAMIN IMENT WITHIN 90 DAYS | PRIOR TO | SEPARATIO | ON . | - | X | THO |
| 18. REMARKS DD21 SERIAL# | YYB. X | | | X | | | | Х | |
| X | X | | | X | | | | . 1 | Х |
| x . | x | | | Х | | | | | |
| X | X | | | ·X | | | | | |
| X | X | | | X | | | | | |
| The information contained herein is si- purposes and to determine eligibility for 19a. MAILING ADDRESS AFTE | x, and/or continued compli R SEPARATION (mou | lance with, the requir se ZIP Code) | b. NEAREST RELATI | ogram. VE (Name an | das essite | Aude 23P | | - | NO |
| purposes and to determine eligibility for | x, and/or continued compli R SEPARATION (mole Y 6 BE SENT TO | OH 22. QFFICH | b. NEAREST RELATI | NS AFFAIR | d no eas - inc S no, grade, title | X and signal | VIIS (| - | |
| purposes and to determine eligibility for 19a. MAILING ADDRESS AFTE 20. MEMBER REQUESTS COP | or and/or continued complete in the complete i | OH 22. OFFICE E. Z. Sh. V | b. NEAREST RELATE DIRECTOR OF VETERA | NS AFFAIR N (Typed nam SN, PERS | S s, grade, soe LCPO BYI | X and signal | VIIS (| - | |
| purposes and to determine eligibility of 19th. MAILING ADDRESS AFTE 20. MEMBER REQUESTS COP 21. SIGNATURE OF MEMBER 12. TYPE OF SEPARATION 22. TYPE OF SEPARATION | or and/or continued complete in the complete i | OH 22. OFFICE E. Z. Sh. V | b. NEAREST RELATION DIRECTOR OF VETERA LAUTHORIZED TO SIGN (A, PSCS(SW/AW), US | NS AFFAIR N (Typed nam NN, PERS) | S so, grade, soe | X and signal DIRCO | VIIS (| - | |
| pypons and to determine dipolity if 19a. MAILING ADDRESS AFTE 20. MEMBER REQUESTS COP 21. SIGNATURE OF MEMBER I 22. TYPE OF SEPARATION DIS 25. SEPARATION AUTHORITY 26. SEPARATION AUTHORITY | y 6 BE SENT TO BEING SEPARATED SPECIAL ADDITIO | OH 22. OFFICE E. Z. Sh. V | b. NEAREST RELATION OF VETERA IL AUTHORIZED TO SIGNATURA, PSCS(SW/AW), US ON (For one by authorized on the property of the pro | NS AFFAIR N (Typed non BN, PERS) Togencies of BERVICE (M | S N, grade, 50e LCPO BYI Rily) Elide approxic | X and signer DIRCO | VES (JPE) | - | |
| pypons and to determine dipolity if 19a. MAILING ADDRESS AFTE 20. MEMBER REQUESTS COP 21. SIGNATURE OF MEMBER I 22. TYPE OF SEPARATION DIS 25. SEPARATION AUTHORITY 26. SEPARATION AUTHORITY | y 6 BE SENT TO BEING SEPARATED SPECIAL ADDITIO CHARGED SEPARATED SEPARATED SEPARATED SEPARATED SEPARATED SEPARATED SEPARATED | OH 22. OFFICIAL E. 22 SILV | b. NEAREST RELATI b. NEAREST RELATI c. DIRECTOR OF VETERA l. AUTHORIZED TO SIGN A. PSCS(SW/AW), US 24. CHARACTER OF 12 26. SEPARATION COL JDG | NS AFFAIR N (Typed non BN, PERS) Togencies of BERVICE (M | S N, grade, 50e LCPO BYI Rily) Elide approxic | X and signer DIRCO | VES (E-4 | | NO |

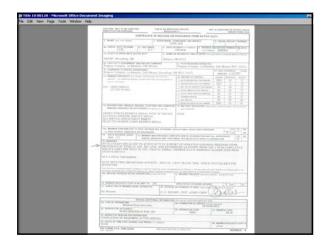


DD214 U.S.C. Title 10

- · Same format as all other DD 214's
- Issued to service members who were involuntarily called to active duty during a time of war or national interest
- Narrative section should state reason for call-up
- Only 90 days active duty and honorable discharge required to be eligible

VA Home Loans

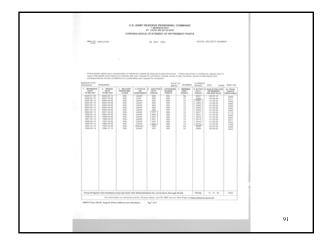
88





National Guard / Reservist Points Statement

- Typically available from the national guard/reservist member's command post
- Most state's adjutant general's office in charge of storing document
- Must show 6 years of accumulating active or inactive duty points
- Must have at least 1 active or inactive duty point in each of the 6 years. The 15 points for membership does not count.
- 6 years does not have to be consecutive years
- 6 years can be made up from various states' national guard/reservist duty
- Veteran needs to fulfill the full 6 years





National Guard / Reservist NGB 22

- NGB 22 is final discharge document issued by Dept. of Defense for national guard members
- Must have served 6 years with an honorable discharge
- · No points statement required

VA Home Loans

92



Walk-In Certificates of Eligibility

- Regional Offices no longer issuing COE's due to the inception of the ACE program
- Primary responsibility for issuance of a COE is the Atlanta Regional Loan Center
- RLC's will accept walk-in customers typically from 8:00 am 4:30 pm
- Please make sure veteran has proper documentation and personal identification to get into federal facility
- Please do not make veteran drive 100 miles to an RLC (COE should have been issued prior to closing date being arranged)

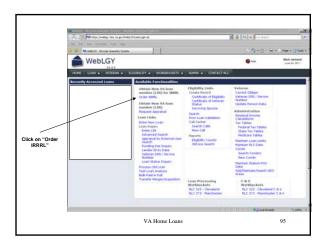
VA Home Loans



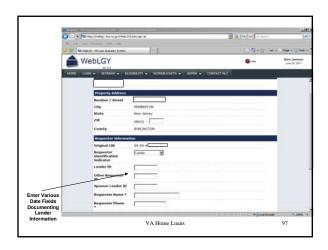
Eligibility Determination for an IRRRL

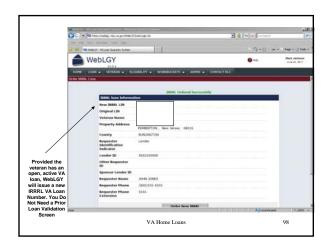
- Lenders do not need a COE for an IRRRL
- Prior Loan Validation screen printouts are no longer required
- WebLGY will not issue a new IRRRL VA loan number unless the information coded into WebLGY to obtain that IRRRL loan number matches an open, active VA loan

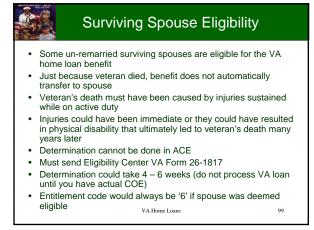
VA Home Loans













Restoration of Entitlement

- VA loan can be used more than once
- Full restoration of entitlement requires payoff of existing VA loan <u>and</u> transfer of title
- Veteran must obtain new COE
- Entitlement code for restoration would always be '5'
- In order to obtain, send the following documents to the Atlanta Regional Loan Center:
 - * Fully completed VA Form 26-1880
 - * Proof of discharge, points statement or statement of service
 - * Proof of payoff/transfer of title (HUD-1)

VA Home Loans

100



Restoration of Entitlement – Back-to-Back Closings

- Lenders do not have to wait for new COE if veteran is selling an existing home guaranteed by VA loan
- Send documentation to RLC after closing on new VA loan:
 - * Modified guaranty loan package
 - * HUD-1 from previous home guaranteed by VA
 - * Signed VA Form 26-1880 from veteran
 - * DD 214 or other military documentation regarding service time and discharge

VA Home Loans

101



One Time Restoration

- If veteran no longer has a VA loan, but still owns the same home, veteran can obtain a one time restoration
- Veteran must certify they will occupy house to be guaranteed by new VA loan
- Veteran needs to complete VA Form 26-1880 and document that they still own home
- Typical discharge documentation and 26-1880 must be sent to Eligibility Center

VA Home Loans



VA Entitlement Codes

VA Entitlement Codes:

- 01 World War II
- 02 Korean War
- 03 Post-Korean
- 04 Vietnam War
- 05 Entitlement Restored
- 06 Unremarried Surviving Spouse
- 07 Spouse of POW/MIA
- 08 Post-World War II
- 09 Post-Vietnam
- 10 Persian Gulf War
- 11 Selected Reserve

VA Home Loans

103

Getting Started Documentation Required to Initiate a VA Home Loan



Regulatory and VA Forms To Get VA Loan Started

The following documents should be obtained and forms signed by the veteran at application stage:

- ✓ An original or ACE Certificate of Eligibility
- ✓ A signed, purchase contract with escape clause
- Uniform Residential Loan Application (Freddie Mac Form 65 / Fannie Mae Form 1003 is acceptable)
- ✓ VA Form 26-1802a, HUD/VA Addendum to URLA
- $\checkmark \quad \text{Tri-merged credit report or residential mortgage credit report}$
- ✓ Escape Clause
- ✓ Good Faith Estimate
- ✓ Equal Credit Opportunity Certification VA Home Loans



Regulatory and VA Forms To Get VA Loan Started (cont.)

- ✓ General verification authorization form
- ✓ VA Form 26-8497, Request for VOE
- ✓ VA Form 26-8497a, Request for VOD
- ✓ Funding Fee Exemption Questionnaire
- ✓ VA Form 26-8937, Verification of VA Benefits
- Counseling Checklist for Military Homebuyers (only if on active duty)

VA Home Loans

106



Alternative Verification Documents

Formal discussion about alternative verification forms will be in Chapter 6. These include:

- ✓ Paycheck stubs (covering past 1 full month)
- ✓ Bank and investment statement (past 2 months)
- √ W-2's (past 2 years)
- ✓ Signed Tax Forms (past 2 years)
- Verbal verification of employment (date of hire, position and probability of continued employment)

VA Home Loans

107

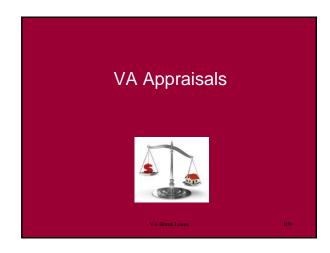


Additional Documentation To Complete VA Loan File

There will be additional documents that need to be completed by the lender throughout the origination process. These will be discussed later in this training. Those documents include:

- ✓ Notice of Value
- ✓ VA Form 26-6393, Loan Analysis
- ✓ VA Form 26-1820, Certification of Loan Disbursement
- ✓ VA Form 26-0286, Loan Summary Sheet
- ✓ Specific Power of Attorney (if an Attorney-in-Fact is being used)
- ✓ HUD-1 Settlement Statement
- ✓ VA Funding Fee Receipt
- Automated Underwriting System Feedback Certificate and Documentation Certificate
- ✓ Divorce Decree
- Others...

VA Home Loans





VA Appraisals

Cleveland RLC Appraisal Mailbox:

325cnv@vba.va.gov

This e-mail box should only be used for appraisal inquiries

VA Home Loans

110



VA Appraisals

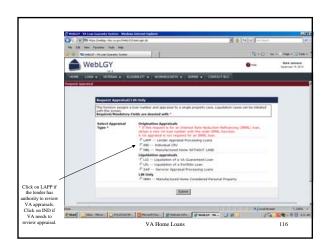
- Lenders must obtain a VA appraisal assignment through VA's WebLGY system
- Lenders cannot appraiser "shop" until they get an appraiser that they prefer
- By law, VA is required to maintain an appraiser panel to evaluate property values for a VA home loan
- Problem appraisers need to be dealt with. It is the lender's responsibility to identify problem appraisers by providing documented evidence of the problems experienced.
- The Cleveland RLC is aggressively monitoring appraiser quality and timeliness. Several appraisers have been removed in the past 24 months.

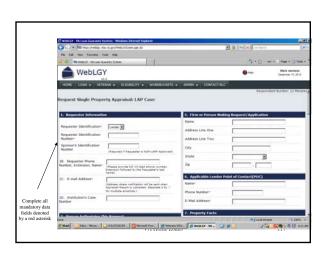
How To Order A VA Appraisal

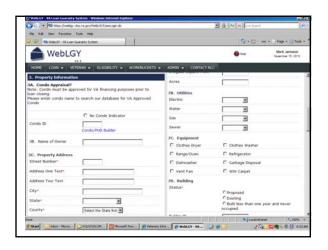


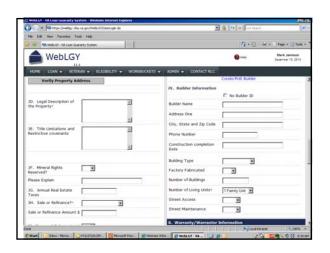


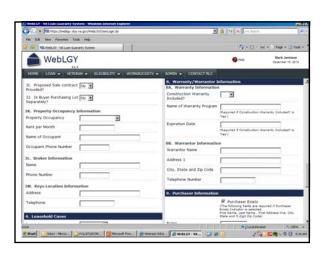


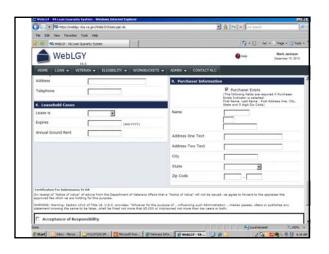






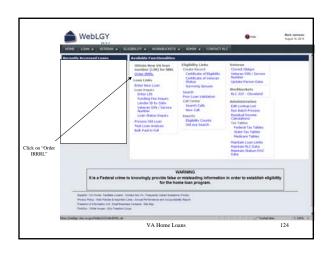


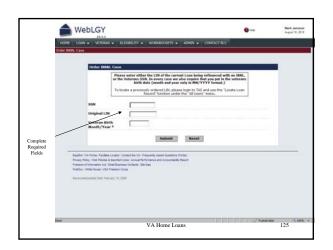






How To Order A VA IRRRL Loan Number











Lender Appraisal Processing Program (LAPP)

- LAPP allows lenders with automatic authority to review VA appraisals and issue a VA Notice of Value (NOV)
- The designation for the individuals approved to issue LAPP NOV's is called a Staff Appraisal Reviewer (SAR)
- Approximately 94% of all NOV's are issued under the LAPP program

VA Home Loans

128



LAPP Property Eligibility

Eligible Properties

- Existing Single Family Homes
- VA Approved Condominiums and Townhouses
- New Construction
- Proposed / Under Construction
- Manufactured Homes

Ineligible Properties

- Master Appraisals of Planned Unit Developments
- Partial Releases of Security
- HUD Appraisal Conversion

VA Home Loans



Role Of The Staff Appraisal Reviewer (SAR)

- · Issues the Notice of Value on behalf of automatic lenders
- · Verifies whether VA appraiser's Uniform Residential Appraisal Report is completed properly
- · Reviews appraiser's methodology
- Ensures a sales approach was used unless property has more than 1 unit (income approach)
- · Ensures that comparables are timely
- · Verifies compliance with VA and **USPAP** guidelines



130



Role Of The Staff Appraisal Reviewer (SAR)

- · Ensures appraisal is done timely
- · Reviews sales/financing incentives are accounted for in appraised value
- Ensures that VA appraiser is not just accommodating purchase price
- Mandates required photographs of subject home and comparables
- Ensures that comparables are of like consistency (comparing a ranch style home to other ranch style homes, etc.)

VA Home Loans

131



Who Can Become A Staff Appraisal Reviewer (SAR)?

- Must be a full time employee of the company
- Must have at least 3 years experience involving the review of appraisals or credit underwriting
- Must be knowledgeable of appraisal techniques, realty practices, collecting real estate data and recognition of deviations from uniform appraisal requirements
- 3 years' HUD Direct Endorsement appraisal reviewer experience satisfies requirement
- Must take VA Central Office mandated LAPP training at one of the annual VA training sites, or obtain training from a VA Central Office approved "Super SAR"

| 1 | 1 |
|---|---|
| | |



How To Become A Staff Appraisal Reviewer (SAR)

Send resume, LAPP application and \$100 check payable to Department of Veterans Affairs to:

Department of Veterans Affairs Administrative and Loan Accounting Center (105/241A) Attn. Agent Cashier 1615 Woodward Street Austin, TX 78772-0001

LAPP application and requirements can be found in VA Pamphlet 26-7, Chapter 15.

VA Home Loans

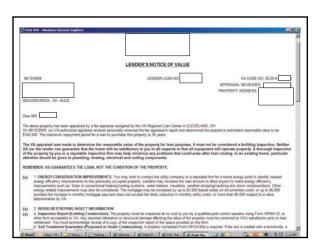
133



The Notice of Value (NOV)

- After the COE, this is the most important document in VA file.
- · Mandatory for all VA loans except IRRRL's
- Any proposed change to appraised value must be reviewed by RLC
- Notice of Value is good for 6 months (extensions only in rare instances)
- An extension to NOV expiration date must be done by RLC
- Maximum loan is the <u>lesser</u> of the purchase price or value provided on NOV
- SAR is mandated to send a copy of NOV to veteran within 5 days of receipt of appraisal
- All NOV's must be issued through WebLGY

VA Home Loans





Builder Registration

- All VA new construction or proposed construction less than 1 year old / never occupied requires a VA registered builder
- Registration documents can be faxed to: (216) 522-3108
- · Required registration documents:
 - * Builder Information and Certification (Sample can be found in VA Pamphlet 26-7, Chapter 10, Figure 1)
 - * VA Form 26-421 (Equal Employment Opportunity Certification)
 - * VA Form 26-8791 (VA Affirmative Marketing Certification)

VA Home Loans

136





PUD / Condo Issues

- All proposed PUD's using VA home loan can be reviewed by lenders with automatic authority
- Condominiums and townhouses must either be approved by VA or have a HUD approval date prior to December 7, 2009
- VA does not allow "site" condominiums (typical in Michigan)
- Whole condo/townhouse development has to be approved
- If development was approved, make sure the Phase where property is located was approved
- HOA fees must be subordinate to VA's first mortgage in all instances (including to obtain sheriff's deed)

VA Home Loans

127



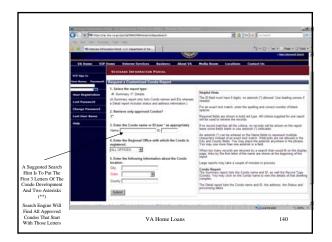
Approved Condo/Pud/Builders

A list of approved VA condominiums, townhouses, PUD's and Builders can be obtained at:

https://vip.vba.va.gov

VA Home Loans







Manufactured Homes

- Must meet VA's minimum property standards of safe, sanitary and sound
- Single wide or double wide acceptable
- Must be permanently affixed to a foundation (no mobile homes in rental parks)
- Must have be accompanied with a foundation plan
- Must be recorded as real estate with a deed (not with Bureau of Motor Vehicles)
- VA does not require manufactured home identification plate on home VA Home Loans





Appraiser Expectations

- Appraisers must never charge more than the allowable appraisal fee as approved by VA
- If VA appraiser does charge more, SAR is expected to notify VA and remit only allowable appraisal fee as payment
- VA appraisers can not charge for the appraisal prior to providing the Uniform Residential Appraisal Report (URAR)
- Appraisers are expected to submit VA appraisal report within normal conventional loan timeframes (approx. 5 – 7 days)
- VA appraisers are not home inspectors. VA recommends that veterans obtain and pay for a private home inspection.
- SAR's are required to notify VA RLC of problem appraisers (with supporting documentation)
- Appraiser must always enter proposed home (drive-by appraisals never acceptable)

VA Home Loans

142



Issues Noted By VA Appraisers

- Lenders not properly documenting VA Form 26-1805 with point of contact of person who will be paying appraisal fee
- Lenders not paying appraisers within 30 days of being invoiced
- SAR's questioning appraiser logic without having experience in certain markets

VA Home Loans

143



Construction and Valuation (C&V) Questions – Cleveland RLC

• Telephone: (800) 729-5772, option #2

• Fax: (216) 522-3108

• E-mail: 325cnv@vba.va.gov

 Please contact C&V directly with appraisal, builder, PUD or condominium questions. <u>Do not</u> call Loan Production (option #4)

VA Home Loans 144





Funding Fee Basics

- Funding fee can always be rolled into 100% financing (unless loan is at maximum conforming loan limit)
- Funding fee is amortized over life of loan (minimizes monthly impact versus PMI)
- No refund given if initial VA loan is paid off in the first year (unlike FHA loans that pre-pay first year's mortgage insurance)
- Funding fees are used to cover liquidation losses to VA
- Not all veterans owe a funding fee

VA Home Loans

146



Funding Fee Basics (cont.)

- Funding fee can be reduced with a 5% or 10% down payment
- Land equity for new construction can be used to reduce funding fee provided it accounts for at least 5% or 10% of equity
- Borrowed funds can be used to reduce funding fee (must account for borrowed funds in debt ratio)
- Funds used to make up the difference between appraisal and loan amount <u>can</u> be used to reduce the funding fee
- Funding fee may be tax deductible

VA Home Loans

| 4 | - | ٦ |
|----|---|---|
| /1 | | |
| 4 | • | 1 |
| | | |



Which Veterans Are Exempt From A VA Funding Fee?

The following veterans are exempt from paying a funding fee:

- Veterans receiving at least 10% <u>VA compensation</u> for serviceconnected disabilities
- Veterans who would be entitled to receive VA compensation for service-connected disabilities if they did not receive retirement pay from the military
- Veterans who are rated by VA as eligible to receive compensation as a result of a pre-discharge disability examination and rating
- Veterans entitled to receive VA compensation, but who are not presently in receipt because they are on active duty
- Surviving spouses of veterans who died as a result of serviceconnected disabilities or who died in combat

VA Home Loans

148



How To Determine Exempt Status

- Lenders should inquire with veterans as to their VA exempt status
- This "Funding Fee Exemption Questionnaire" form is typically on corporate letterhead
- The questionnaire form must ask the veteran 5 questions



149





Debt Questionnaire Format

- Are you currently receiving VA disability payments?
- Have you received VA disability payments in the past, but had those benefits discontinued because of active duty service?
- Would you be receiving VA disability payments if you did not receive retired pay
- Are you a surviving spouse of a veteran who died on active duty or as a result of a service-connected disability
- Have you filed a claim for VA disability benefits prior to discharge from active duty service

VA Home Loans

| 4 | 1 | |
|--------|---|---|
| 1 | ı | |
| \sim | • | , |



Verification of VA Benefit

- If veteran answered "yes" to any question, the lender should first pull a certificate of eligibility, or if an IRRRL, a loan number inquiry, to see if the exemption information is on those documents
- If the lender receives a message to refer to the Regional Loan Center, send VA Form 26-8937 to VA
- Send to RLC that has jurisdiction over property (fax number for each RLC in training binder Appendix C)
- If the veteran answered "No" to all of the questions, you should also see that they are not exempt on the COE or IRRRL printout. You do not need to send VA Form 26-8937 to VA

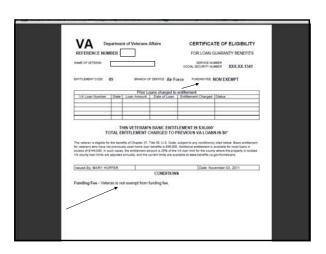
VA Home Loans



Verification Funding Fee Exemption on Certificates Of Eligibility

- Effective September 11, 2011 Lenders can now obtain the exemption information directly on the Certificate of Eligibility.
- In most cases, the certificate of eligibility will tell the lender if the veteran is exempt and how much VA disability compensation the veteran receives each
- In most cases, this eliminates the need to send in VA Form 26-8937
- The following slide is an example of the new certificate of eligibility showing exemption information

VA Home Loans



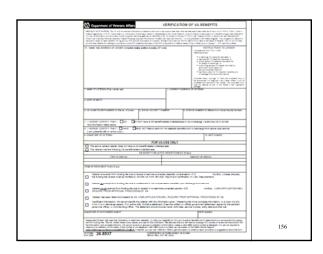


Verification Funding Fee Exemption on IRRRL Loan Number Request Printout

- Effective December 5, 2011 lenders can now obtain the exemption information directly on the IRRRL loan number request printout as well
- In most cases, this eliminates the need to send in VA Form 26-8937
- The following slide is an example of the new IRRRL loan number request printout showing exemption information

VA Home Loans





| N. VA CORREPOCUEN HORBER (CHIRING, FRIDER) 3. SOCIAL SECURITY | NUMBER 0. SERVICE NUMBER (IT ORIENTS FOR SOCIAL SHOUTH) | | |
|---|--|--|--|
| | | | |
| I HEREBY CERTIFY THAT I DO DO NOT have a VA benefithe information listed below. | Is related indebtedness to my knowledge. I authorize VA to furnish | | |
| B. I HEREBY CERTIFY THAT I ☐ HAVE ☐ AVE NOT filed a claim! (I am presently still on active duty.) | for VA disability benefits prior to discharge from active duty service | | |
| 9. SIGNATURE OF VETERAN | 10. DATE SIGNED | | |
| FOR V | A USE ONLY | | |
| ☐ The above named veteran does not have a VA benefit-related indeb | | | |
| ☐ The veteran has the following VA benefit-related indebtedness | | | |
| | TED INDEBTEDNESS (If any) | | |
| TYPE OF DEBT(S) | AMOUNT OF DEBT(S) | | |
| | | | |
| TERM OF REPAYMENT PLAN (Fany) | | | |
| | | | |
| Veteran is exempt from funding fee due to receipt of service-connected disability compensation of \$ monthly. (Unless checked, the funding fee receipt must be remitted to VA with VA Form 25-1820, Report and Certification of Loan Disbursement) | | | |
| 2 Veteran is exempt from funding fee due to entitlement to VA compensation benefits upon discharge from service. | | | |
| Weteran is not exempt from funding fee due to receipt of nonservice-connected pension of \$ monthly. LOAN APPLICATION WILL REQUIRE PRIOR APPROVAL PROCESSING BY VA. | | | |
| Veteran has been rated incompetent by VA. LOAN APPLICATION WILL REQUIRE PRIOR APPROVAL PROCESSING BY VA. | | | |
| 5 Insufficient information. VA cannot identify the veteran with the information given. Please furnish more complete information, or a copy of a DD Form 214 or discharge papers. If an active day, furnish a statement of service written on official povernment letterhead, signed by the adjutant, personnel efforce, or commanding officer. The statement should include name, birth date, service number, entry date and fine loss. | | | |
| SIGNATURE OF AUTHORIZED AGENT | DATE SIGNED | | |
| | | | |
| the VA Funding Fee. Title 38, United States Code, allows us to ask for this informat the information, and complete this form, VA cannot conduct or sponsor a collection respond to a collection of information if this number is not displayed. Valid CMIII or | or eligibility for VA Loan Couranty Benefits and to determine if you are exempt from paying from. We estimate that you will need an average of 5 minutes to review the instructions, find of information unless a valid CMB control number is displayed. You are not required to introl numbers can be located on the CMB Internet Page at 0-027-1000 to sel information on where to send comments or suspensions about this form. | | |
| VAFORM 26-8937 SUPERSIDES | VA FORM 26-8007, AUG 2004, | | |



VA Form 26-8937 Processing Problems Noted

- VA receives form with no veteran signature on either the 26-8937 or authorization form
- 26-8937 is illegible or incomplete
- 26-8937 is faxed to RLC in wrong jurisdiction
- Lender fails to submit 26-8937 for a veteran who should be exempt
- Lender does not submit loans for prior approval when instructed to do so on 26-8937

VA Home Loans



VA Entitlement Codes

VA Entitlement Codes:

- 01 World War II
- 02 Korean War
- 03 Post-Korean
- 04 Vietnam War
- 05 Entitlement Restored
- 06 Unremarried Surviving Spouse
- 7 Spouse of POW/MIA
- 08 Post-World War II
- 09 Post-Vietnam
- 10 Persian Gulf War11 Selected Reserve

VA Home Loans

159



VA Funding Fee Percentages

Reserve/National Guard Active Duty (Entitlement Code '11' Only)

First Time Use: 2.15% First Time Use: 2.40% Subsequent Use: 3.30% Subsequent Use: 3.30% 5% Down Payment: 1.50% 5% Down Payment: 1.75% 10% Down Payment: 1.25% 10% Down Payment: 1.50% IRRRL: .50% .50% IRRRL: Assumption: .50% .50% Assumption:

> VA Home Loans 160



How To Calculate Funding Fees

VA funding fees are calculated based on the entitlement code on the COE and down payment, if applicable. Example #1:

- \$100,000 purchase price / COE Entitlement Code is "10" with no down payment:
- $$100,000 \times 2.15\% = $2,150$
- \$102,150 = maximum VA loan amount (without EEM's)
- Entitlement Code "10" means veteran is a first time user who served in the Persian Gulf War



How To Calculate Funding Fees

Example #2:

- \$100,000 purchase price / COE Entitlement Code is "5" with a 5% down payment:
- \$95,000 x 1.50% = \$1,425
- \$96,425 = maximum VA loan (without EEM's)
- * Reduced funding fee due to 5% down payment

VA Home Loans 162



How To Submit VA Funding Fees

All VA funding fees are paid through VA's Funding Fee Payment System (FFPS) at:

www.pay.gov/va

VA Home Loans

163



Funding Fee Refunds

You can apply for a refund of a funding fee through the Funding Fee Payment System:

- Go to Refunds Link
- Enter required documentation
- VA approves directly online

VA Home Loans

164



Typical Reasons For VA Funding Fee Refund

- Lender charged the wrong funding fee amount, i.e. 3.3% for a first-time borrower
- Lender actually paid VA funding fee on a loan that did not close
- Lender charged a funding fee on an exempt veteran
- Lender failed to include down payment for reduced funding fee
- Lender charged a funding fee on a veteran who was not exempt at the time of closing, but has since received at least a 10% disability rating with an effective date prior to the date the loan closed

VA Home Loans



Funding Fee Refund Issues

- Lender is the only one who can obtain the refund because their VA lender i.d. was used to input original data
- Lender who submitted the VA funding fee is required to apply for the refund on behalf of the veteran
- VA issues refund via ACH transaction only (no more Treasury checks)
- Refund typically issued in 3 5 days
- If veteran financed VA funding fee, it must be applied to principal balance (vet cannot receive back in cash)
- Lenders may be required to forward funding fee refund to their investor if they do not service the loan themselves

VA Home Loans

...

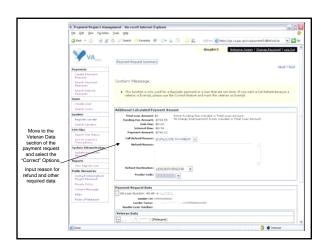


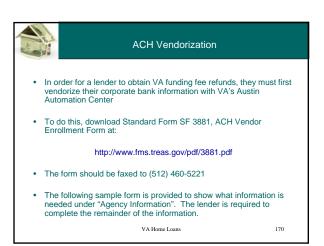
How To Request A Funding Fee Refund

- VA reviews and approves refunds on a regular basis (approximately every 2 – 3 days)
- The following screen shots are provided as instruction on how to obtain a VA funding fee refund

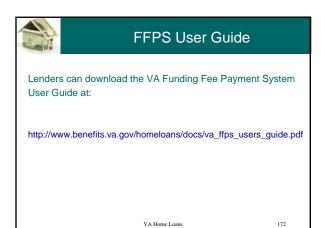
VA Home Loans













Funding Fee System Help Desk

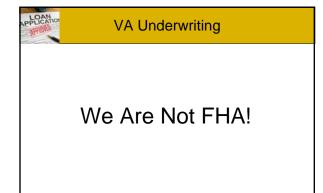
The Funding Fee Payment System is not a VA system. It is managed by the Department of Treasury. To contact them regarding login, password or administrative issues:

Phone: (800) 624-1373

E-mail: pay.gov.clev@clev.frb.org

VA Home Loans 173





VA Home Loans

PPLICATION

Income



176

175

APPLICATION APPLICATION

Income

- In order to consider approval for a VA home loan, job stability is a mandatory requirement
- Generally speaking, veterans who have separated from service need a minimum 2 year work history (different employers okay)
- Veteran should be in most recent job 12 months
- Significant number of "egregious" loans are the result of a VA loan being approved for veterans not having stable employment
- All verifications of income must not be more than 120 days old at closing, or 180 days old if new construction

VA Home Loans 177



Income – Standard Documentation Requirements

- VA Form 26-8497, Verification of Employment
- 2 years' W-2 Forms
- 2 years' 1099 Forms
- 2 years' Federal Tax Forms



VA Home Loans

178



Income – Alternative Documentation Requirements

- Original or certified original of veteran's paystubs
- Should be 30 days worth of paystubs (1 monthly, 2 bi-weekly, 4 weekly)
- 2 years' W-2 forms
- Very Important: If lender chooses to use the alternative documentation requirements, lender must verify prior to closing via telephone with current employer:
 - » Date of Hire
 - » Prospect for Future Employment

VA Home Loans

179



Verification Alternatives

VA allows Internet based website verification such as "The Work Number" provided they show the following information:

- Name
- Social Security Number (truncated for privacy okay)
- · Date of hire
- Annual income to document past 2 years
- Overtime, bonus amounts, etc.

VA Home Loans



Income Verification for Active Duty, Reservists and National Guard

- All active duty, reservists and national guard members are given a Leave and Earnings Statement (LES)
- LES is typically issued once per month unless veteran requests otherwise
- LES cannot be more than 120 days old, or 180 days old for new construction
- For information on how to read an LES go to:

www.dfas.mil (see next slide)

VA Home Loans

181





Leave and Earnings Statement Definitions

Taxable Incomes

- Base Pay
- HDP Hardship Pay
- HF/IDP Hostile Fire/Imminent Danger Pay
- HDIP Parachute, Flight Deck, Demolition
- Flight Pay
- Pro Pay
- · Sea Duty Pay
- Save Pay
- CONUS Cola

VA Home Loans



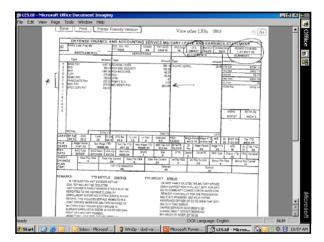
Leave and Earnings Statement Definitions

Non-Taxable Allowances

- BAH Base Allowance for Housing
- BAS Base Allowance for Subsistence
- Clothing Allowance
- Family Separation Allowance
- Personal Money Allowance

VA Home Loans

184





Leave and Earning Statement Issues

- ETS Date Estimated Time of Separation, typically in a YEAR-MONTH-DAY combination
- To use active duty income, veteran must have 12 months remaining on their ETS date or a letter signed by commanding officer stating they are eligible/intend to re-enlist
- Veterans can have a mid-month pay amount taken out of net income that allows them to better budget their income
- <u>Allowances</u> can be put on Line 38 of VA Form 26-6393, Loan Analysis

VA Home Loans



Self Employment Income

- Must be self employed at least 2 years
- Provide 2 years worth of business and/or individual tax forms
- A current year to date profit and loss statement
- Depreciation may be added back to net profit
- Partnerships are okay, but must be accompanied with proof of percentage of ownership



VA Home Loans

187



Commission Income

If a major portion of income is drawn from commission income, veteran's employer must provide:

- * Year-to-date commissions received
- * Basis for computing commissions
- * Frequency of commission payment

VA Home Loans

188



Commission Income

- Generally must have 2 year history
- Commission income after 1 year can be considered if prior related experience or technical knowledge.
- Income must be averaged over 12-24 month period
- Must provide 2 years W-2's and tax forms
- Commission less than 1 year can rarely be considered
- Lenders should be concerned with a recent history of successive monthly declines in commissions received



VA Home Loans



Rental Income

- Multi unit property must show previous landlord experience <u>and</u> evidence of 6 months PITI as cash reserves, if using anticipated rents to qualify
- If rental income is not needed to qualify, reserves and experience are not needed
- Rental income to be used is 75% of previous, verified rent receipts
- Origination file will need to have copies of signed lease agreements





190



Rental Income From Existing Home

If veteran owns a house and proposes to rent existing house to move into VA home:

- * Anticipated rental income can be used to offset mortgage payment if there is positive cash flow from rent receipt
- * Additional positive cash flow cannot be used as qualifying income
- Negative cash flow needs to be listed as a debt on VA Form 26-6393

VA Home Loans

191



Trailing Spouse Income

- Typical income problem for veterans who move from base to base
- · Generally cannot use as qualifying income unless:
 - * there is a documented commitment for employment, and
 - * the employment is a position related to current ioh
- If spouse is not moving, income can be used to offset expenses from current residence prior to moving
- Documentation proving employment in new location would be expected in origination loan file

VA Home Loans



Income From Child Support

- Must have evidence that it will continue for at least 3 years into the future
- If less than 3 years, lender can remove child from family size for the residual guideline

VA Home Loans

193



Stability of Income Issues

- The applicant must generally be employed 12 months or longer
- Waive 12 months employment rule if previous technical experience (computers, doctor, nurse, airline mechanic, etc.)
- · Generally speaking, income from overtime, part time work or bonuses must have continued for 2 years

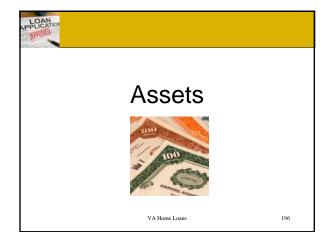
VA Home Loans

194



Stability of Income Issues

- Temporary income from educational allowances or unemployment compensation do not represent stable income.
- Post 9/11 GI Bill Housing Allowance cannot be
- Automobile reimbursement can only be used to offset car payments
- Foster care income can be used to offset any increase in residual income requirement
- Public Assistance or social security income must continue for at least 3 years (VA disability is considered a lifetime benefit)



LOAN PPLICATION

Assets

- Must include original or certified copies of 2 months' worth of deposit verifications
- Veteran must have sufficient cash to cover:
 - * Closing costs, down payment and points that will not be in loan amount
 - * Difference in appraised value and purchase price if property appraises for less

VA Home Loans



Assets

- Liquid Assets: funds that can readily become available within a 30-day period without penalty or taxation
- Potential loans secured by a 401(k) or Thrift Savings Plan can typically be considered a liquid asset
- IRAs are not considered a liquid asset
- Life insurance policy face values are not considered a liquid asset

VA Home Loans



Gift Funds

- VA has no policy on gift funds to close a VA loan
- If gift funds are being used, lender must verify that funds were either deposited with veteran prior to or at closing, or show proof that funds were available

VA Home Loans

199



Debts and Obligations



VA Home Loans

200



CAIVRS

- Lenders are required to verify if the obligors have any open, unpaid Federal Debts
- Instructions are located in VA Pamphlet 26-7, Lenders Handbook in Chapter 4
- Document findings or authorization number in comment section of VA Form 26-6393, or provide CAIVRS printout
- FHA CAIVRS "C" numbers can be negated since obligor paid mortgage insurance premiums

VA Home Loans

| _ | |
|---|-----|
| n | _ / |
| | |
| | |



Debts and Obligations

- Debts and obligations must be rated for timely payment and a credit report obtained
- Include explanation for any obligation used but not rated
- Include significant debts even if less than 10 months to pay if it causes severe impact on ability to cover residual expenses
- Remove smaller debts if less than 10 months remaining to payoff

VA Home Loans

202



Child Care Expense

- Significant number of "egregious" loans identified because lender failed to include child care expense
- Expenses for care of children 12 years old or younger must be included in debt section of loan analysis form, unless:
 - * Spouse does not work, or employment is of a part time nature
 - If spouse does work full time, they must provide proof of no child care expense (separate certification must be in file)

VA Home Loans

203



Other Debts

- If there is proof that a co-signed payment is being paid timely, debt can disregarded (12 months paid on time)
- If co-signed loan is not being paid timely, it can affect credit rating and should be included in debt ratio
- 401(k) loans are not considered in debt ratio for VA loans
- Student loans deferred 12 months are not considered in debt ratio

VA Home Loans

| _ | · |
|-------------------|-----------------------|
| n | $\boldsymbol{\alpha}$ |
| $\mathbf{\sigma}$ | · |



Speaking of Debts!

"I don't own any stocks and bonds. All my money is tied up in debt."

George Carlin

VA Home Loans

205

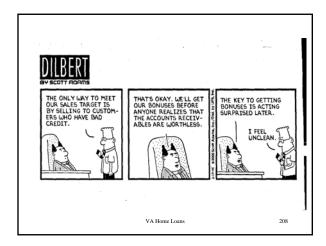


Debts and Obligations

- Serious thought should be given to obligors who have an appetite for a lot of debt
- Excessive numbers of accounts, "maxing" out credit cards and debts obtained immediately before loan application should raise "red flags"

VA Home Loans







Credit History - General Rule

- Credit report must be a tri-merged credit report or Residential Mortgage Credit Report.
- It must not be older than 120 days from application for purchases or 180 for new construction
- Generally speaking, the veteran must not have derogatory credit within the past 12 months

Automatic denial:

- * Outstanding Judgments
- * Unresolved Federal Debts

VA Home Loans

209



Lack of Credit History

- Lack of an active credit history via a credit report does not automatically deny the veteran's loan
- Obtain credit references from non-traditional sources such as:
 - * Rental payments
 - * Utility payments
 - * Car insurance payments

VA Home Loans



Rental History

- VA requires at least 12 months rental payment history and it must be formally verified and rated
- Past housing payment history can be proof of a veteran's motivation to make timely payments

VA Home Loans

211



Collection Accounts, Charge-offs, Judgments and Federal Debts

- · Isolated collection accounts with an overall favorable history of timely payments should not negatively impact application
- Poor credit history, with collections being paid off, does not necessarily impact application in a positive way
- Judgments and debts owed to the Federal Government must be paid off or verify a 12 month history of timely payment
- Federal and state tax liens do not necessarily have to be paid off or being paid, but considered in overall credit history



Consumer Credit Counseling

- If a veteran entered prior to delinquencies occurring, it is looked at from a neutral standpoint
- If entered after delinquencies occurred, need at least 12 months timely payment history, and approval from the credit counselor

VA Home Loans

| • | • | ı |
|---|---|---|
| | , | ı |
| | , | l |
| | | |



Chapter 13 Bankruptcy

- A veteran needs a 12 month history of timely payments in bankruptcy plan
- Bankruptcy court must acknowledge purchase or cash out refinance



VA Home Loans

214



Chapter 7 Bankruptcy

- If caused by controllable events (i.e. divorce, excessive use of credit, etc.), generally speaking the veteran must wait 24 months from date of discharge
- Veteran must have reestablished 12 months of positive consumer credit activity



VA Home Loans

215



Chapter 7 Bankruptcy

- If bankruptcy was due to circumstances beyond the control of the borrower, the veteran must wait 12 months from date of discharge to apply
 - * Medical
 - * Loss of employment
 - * Catastrophic event

VA Home Loans



Foreclosure or Deed In Lieu of Foreclosure

- Generally 2 years from date of foreclosure, unless event was caused by circumstances beyond the veteran's control
- A minimum of 12 months regardless of circumstances
- If a VA liquidation, veteran may not have sufficient entitlement for new VA loan
- Previous loss to VA would have to be repaid to restore full entitlement



VA Home Loans

217



Short Sales

VA Central Office guidance on short sales:

- VA calls these "Compromise Sales"
- If delinquency occurred and ultimately resulted in short sale, typical 2 year waiting period would apply
- If short sale was processed while loan was still current, and overall credit is favorable with no resulting deficiency from short sale, no waiting period is required
- If it was a VA short sale, entitlement could be reduced

VA Home Loans

218



Divorce

- You may disregard obligations and delinquent payments made after debts were assigned to the other individual by a divorce court
- Separation agreements not acceptable
- Must have signed divorce decree (stamped signature okay) by a judge that substantiates obligations, assets, alimony and child support



VA Home Loans

| • | • | , |
|---|---|-----|
| 1 | | ٦ |
| , | | |
| | / | 1 . |



Automated Underwriting Systems (AUS)

VA has approved the following Automated Underwriting Systems:



- Freddie Mac's Loan Prospector
- Fannie Mae's Desktop Underwriter
- Countrywide/Bank of America CLUES
- Chase Manhattan's ZIPPY



VA Home Loans

220



AUS Issues

- Data integrity is imperative greatest issue noted in VA audits is unsubstantiated income amounts
- Unsubstantiated data input to obtain "Accept" classification can be deemed fraud or misrepresentation
- Lenders must provide all documentation required by VA and AUS Feedback Certificate
- Must provide a complete copy of feedback certificate and documentation requirement certificate
- Significant number of "egregious" loans identified due to unsubstantiated data entered into AUS

Home Loans

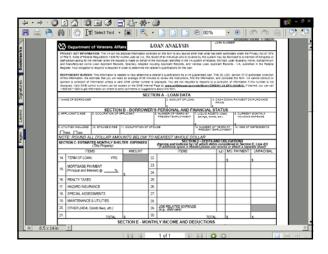
221

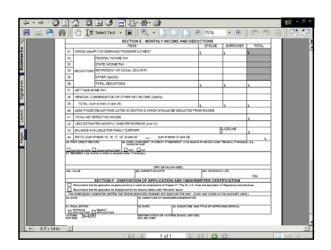


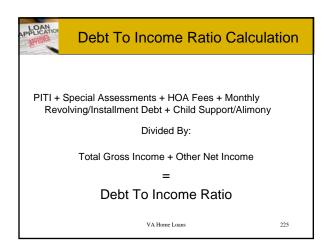
VA Form 26-6393, Loan Analysis

- · Mandatory document except for IRRRL's
- Underwriter must completely fill out VA Form 26-6393, Loan Analysis and sign/date document
- Loan Analysis must be completed even for Automated Underwriting Cases

VA Home Loans









VA's Underwriting Guidelines -General Rules

- VA general rule is that the loan should not exceed a 41% debt to income ratio
- AUS ACCEPT classifications may result in higher debt to income ratio approvals
- Loan should meet VA's residual income guideline based on tables provided in the VA Lenders Handbook
- All members of household should be considered for family size
- Underwriter should use \$.14 per square foot for maintenance and utility calculation

VA Home Loans

226



VA's Underwriting Guidelines -General Rules

- Underwriter must consider job related expenses or extraordinary commute to employment on high ratio cases
- Deduction for taxes should be based on IRS Circular E and appropriate state tax tables, unless actual paystubs are used
- CAIVRS clearance authorization should be noted on VA Form 26-6393, Loan Analysis
- You can only "gross up" for <u>debt ratio</u> purposes only. Gross up amount can be equal to borrower's tax bracket.

VA Home Loans

227



Debt Ratios That Exceed 41%

A ratio of 41% may be exceeded if:

- residual income guideline is exceeded by 20%, or
- underwriter's <u>supervisor</u> provides a statement justifying approval if 20% residual guideline is not met

VA Home Loans



Residual Income Calculation

Net Take Home Pay + Other Net Income

Minus

PITI + Special Assessments + HOA Fees + Monthly Maintenance and Utility Factor + Monthly Revolving/Installment Debt + Child Support/Alimony

Balance Available For Family Support (Residual Income)

VA Home Loans

Residual Income Guideline

- VA has specific residual income guideline tables located in VA Pamphlet 26-7, Lenders Handbook, Chapter 4
- Tables are based on loan amount, geographic locations, and family size
- A lender may exclude a family member from family size if they can prove they are self supporting
- Residual income and debt ratio should be used as a guide, and not the sole determining factor for approval or denial

VA Home Loans

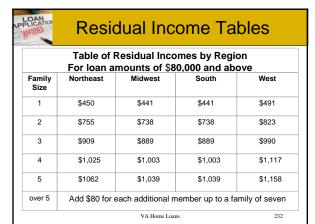
230

229



Residual Income Tables

| Table of Residual Incomes by Region For loan amounts of \$79,999 and below | | | |
|--|---|---|--|
| Northeast | Midwest | South | West |
| \$390 | \$382 | \$382 | \$425 |
| \$654 | \$641 | \$641 | \$713 |
| \$788 | \$772 | \$772 | \$859 |
| \$888 | \$868 | \$868 | \$967 |
| \$921 | \$902 | \$902 | \$1,004 |
| Add \$75 for 6 | each additional mer | mber up to a family | of seven. |
| | \$390 \$654 \$788 \$888 \$921 | Northeast Midwest \$390 \$382 \$654 \$641 \$788 \$772 \$888 \$868 \$921 \$902 | Northeast Midwest South \$390 \$382 \$382 \$654 \$641 \$641 \$788 \$772 \$772 \$888 \$868 \$868 \$921 \$902 \$902 Add \$75 for each additional member up to a family |





Compensating Factors

Compensating factors can be used as reason for loan approval if debt to income guidelines are not met. Some of these include:

- · Excellent long term credit
- · Conservative use of consumer credit
- Minimal consumer debt
- Long term employment
- · Significant assets or down payment
- High residual income

VA Home Loans

233



Compensating Factors

Compensating factors can not be used to overcome unsatisfactory credit.



VA Home Loans

Closing Costs and Guaranty

VA Home Loan

235



Itemized Closing Costs

The most common error VA finds in its audit process is overcharged or unallowable Closing costs charged to veterans

VA Home Loans

236



Allowable Closing Costs

- VA allowable appraisal cost and any required
- Credit report fee
- Recording fees and taxes
- Pre-paids to set up tax and insurance escrows
- Surveys and plot plans
- Title exams, title policies, title insurance
- Environmental protection endorsements
- VA funding fees
- Discount points
- MERS fee
- Interthinx DISSCO Fraud Report
- Express mail fees (refinances only)

lly)

237

VA Home Loans



Unallowable Closing Costs

- Lender's appraisals or inspections
- Closing or settlement fees
- Termite inspection (except on a cash-out refinance)
- Document preparation fees to any individual
- Underwriting fees
- Broker fees
- Attorney services other than for title work
- E-mail, copying, telephone or fax fees
- Application fees
- Processing fees
- Assignment fees
- Photos
- Others...

VA Home Loans

238





1% Origination Charge

- VA allows a 1% origination fee to be charged on every VA loan
- If 1% is charged, the veteran can not be charged any of the unallowable closing costs



 If 1% is <u>not charged</u>, the veteran can be charged for "unallowable" items up to 1% of the loan amount

VA Home Loans

239



Items That Can Never Be Charged To A Veteran

- Termite Inspection (except for VA cashout refinances)
- Realtor fees or commissions
- Attorney fees other than for performing title work
- Mortgage broker fees or commissions
- Prepayment penalties

VA Home Loans

| v | 1 | |
|-----------------------|---|---|
| $\boldsymbol{\wedge}$ | ı | |
| \mathbf{o} | • | , |



Allowable and Unallowable **VA Closing Costs**

VA Cleveland provides a list of allowable and unallowable closing costs. It is important to note that this list is not all inclusive. It can be found at:

http://www.vba.va.gov/ro/cleveland/steps_to_va_loan.htm

VA Home Loans

241





VA Seller Concession Rule

- A seller concession is anything of value added to the transaction by the builder or seller for which the buyer pays nothing additional, and which is not considered customary
- VA's Seller Concession rule is not the same as that directed by HUD
- The maximum seller concession for VA loans is $\underline{4\%}$ of the established reasonable value
- The 4% only limits seller contribution toward the items in the following slide $$_{\rm VA\,Home\,Loans}$$ $_{\rm 243}$



Items Limited By VA Seller Concession Rule

VA's Seller Concession rule only limits payment of the following amounts to 4% of the value:

- Payment of the veteran's VA funding fee
- Prepayment of the veteran's taxes and/or insurance
- Gifts such as TV's or appliances
- Payment of extra points that is beyond what current market conditions dictate
- Provision of escrowed funds to provide temporary interest rate buy-downs
- Payoff of credit balances or judgments on behalf of the buyer

VA Home Loans

...



Seller Contributions Toward Closing Costs

In addition to the 4% seller concessions, sellers/lenders <u>can</u> assist with:

- Payment of VA allowable closing costs above 4% seller concession amounts (appraisal, credit report, recording fees and taxes, title work, origination fee, etc.)
- Payment of points as appropriate to the market

VA Home Loans

245



Guaranty

- For VA purposes, the lender's "Insurance" is called a "Guaranty"
- The lender must submit loan for guaranty within 60 days of closing
- If over 60 days from closing, the lender must certify that the loan is current and provide explanation for late submission

VA Home Loans



WebLGY -

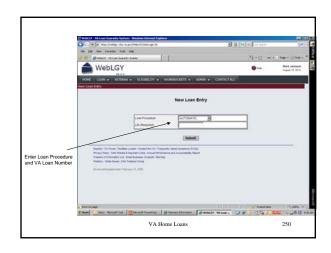
How To Guaranty A VA Loan

- A Veterans Information Portal based application where lenders input loans for guaranty in WebLGY
- Must be a LAPP lender
- WebLGY requires funding fee receipt to be generated in FFPS and that all data entered is correct
- WebLGY requires the NOV to be issued through WebLGY as well

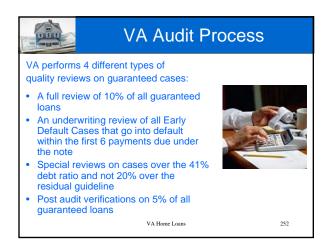
VA Home Loans













Purpose Of VA Audit Process

- 99% of all VA loans are closed by automatic lender without VA ever seeing the loan
- Reviews are done to determine lender compliance with program
- Reviews are done to provide feedback to lenders for training purposes
- Reviews are done to determine if fraud or misrepresentation exists in closing of loan

VA Home Loans

253



VA Audit Findings

- Audit file submissions should follow the requirements in Chapter 5 (purchases) and Chapter 6 (IRRRL's/cashouts) of the VA Lenders Handbook
- Unallowable charges to the veteran
- Missing or incomplete documentation
- Repairs from NOV not certified as completed
- Unsubstantiated income or income stability not established
- Missing explanations for derogatory

VA Home Loans



254



VA Audit Findings

- Lender's certifications, underwriter's certifications or occupancy certifications missing
- · We don't need several copies of loan file
- Missing AUS documentation
- Missing Escape Clause on Purchase Contract
- Cash back to veterans when the amount given exceeds what the veteran paid into the transaction
- Funding fee charged on exempt veterans (VA Form 26-8937 submitted after closing)
- Using active duty income for veterans with an ETS date that is less than 12 months

VA Home Loans



Loan Guaranty Certificate

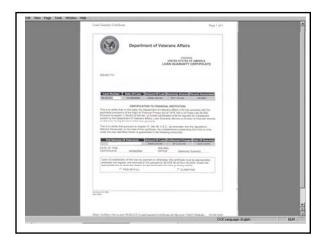
The final document that lenders need to sell the VA loan to the secondary market is the Loan Guaranty Certificate.

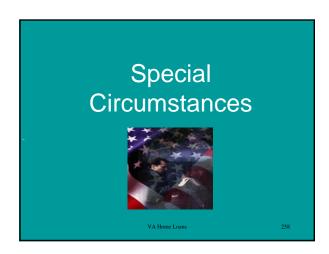
• Issued by VA

or

• Issued through WebLGY after lender inputs guaranty data

VA Home Loans







Power Of Attorney

A veteran who is unable to sign closing documents can close on a VA loan with a Power of Attorney:

- Specific POA: states specific transactions that POA can perform
- General POA: gives general POA to various types of transactions (cannot be used if veteran has not signed URLA veteran nas not signo-and Purchase Contract)

 VA Home Loans





259



Power Of Attorney

To complete a VA home loan transaction using an Attorney-in-Fact:

- The mortgage must be legally enforced in that jurisdiction
- Clear title can be conveyed in the event of a liquidation
- · Veteran must consent to specifics in the transaction
- Power of Attorney rules apply to any loan when the veteran cannot sign documents in person

VA Home Loans



Power Of Attorney

If veteran has not signed the URLA and Purchase contract, The specific Power of Attorney must contain language related to:

- Entitlement how much entitlement will be used
- Purpose intent of the loan (new construction, cashout, IRRRL, etc.)
- Property identification address, legal description
- Price and terms sales price, concessions, etc.
- Occupancy must clearly state the veteran's intent to occupy property to meet requirements of Title 38 USC

VA Home Loans



Alive and Not Missing In Action Certification

If a veteran is using a Power of Attorney, the lender must obtain an "Alive and Not Missing In Action" Certification. This can be achieved by:

- Written or verbal notification via e-mail, fax or telephone from veteran or commanding officer on the day of closing
- Documented proof from lender of their efforts to obtain such a certification (who, what, where)

VA Home Loans

262



Final Thoughts

- VA does not perform pre-qualifying analysis for any loan application
- It's your money to lend. VA cannot compel a lender to lend its money
- Second level denial reviews from automatic lenders must be accompanied by a letter from underwriter explaining reasons they believe loan could be approved <u>and</u> a statement that lender will fund VA loan with a VA loan commitment
- VA does not allow veterans to walk into the office with an underwriting package $$_{\rm VA\;Home\;Loans}$$



A Special Class Of Citizen

- Our veterans deserve every benefit they earned. You are an integral entity in making those benefits available.
- On behalf of the Cleveland Regional Loan Center, we want to thank you for your time today learning the VA home loan program

VA Home Loans

| _ | |
|---------|------------------|
| \circ | \boldsymbol{c} |
| × | ~ |
| 1 | " |